

# Thomas-Jensen Affirmation

## Exhibit # 105

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF RHODE ISLAND**

STATE OF NEW YORK; et al.,

Plaintiffs,

v.

DONALD TRUMP, in his official capacity as  
President of the United States; et al.,

Defendants.

C.A. No. 1:25-cv-00039-JJM-PAS

**SUPPLEMENTAL DECLARATION OF DIRECTOR JONATHAN WOMER**

I, Jonathan Womer, declare as follows:

1. I am a resident of the State of Rhode Island. I am over the age of 18 and have personal knowledge of all the facts stated herein, except to those matters stated upon information and belief; as to those matters, I believe them to be true. If called as a witness, I could and would testify competently to the matters set forth below.

2. I currently serve as the Director of the Rhode Island Department of Administration.

3. As described in my declaration dated January 28, 2025, I have a broad responsibility for most aspects of administration throughout Rhode Island state government, including generally overseeing and supporting the administration of federal financial assistance awarded to all Rhode Island state agencies.

4. Since my declaration dated January 28, 2025, and even since this Court's Temporary Restraining Order of January 31, 2025, disruption to the normal processing of federal financial assistance across Rhode Island State government has persisted.

5. On Thursday, January 30, 2025, the Rhode Island Department of Labor and Training (“DLT”) attempted to draw down federal financial assistance through the Payment Management System (“PMS”). The system displayed a banner titled “Payment Delays” and that stated, “Due to Executive Orders regarding potentially unallowable grant payments, PMS is taking additional measures to process payments. Reviews of applicable programs and payments will result in delays and/or rejections of payments.” Ex. A, at 1 (showing two alert banners).

6. A second banner titled “SYSTEM ALERTS!” and “PMS Hours of Operation” stated “Effective Immediately, PMS is only available during the hours of 9:00 AM to 4:00 PM EST Monday through Friday. The limited hours are in effect until a further notice.” Ex. A at 1 (showing two alert banners).

7. On the morning of Friday, January 31, 2025, at 10:39AM (EST), DLT was still seeing “Pending Review” for its payment requests. Ex. A, at 2 (screenshot emailed by DLT on Friday, January 31, 2025, at 10:39 AM showing four payment requests pending review); *id.* at 3 (screenshot emailed by DLT on Friday, January 31, 2025, at 2:23 PM showing full details of the same four payment requests); *id.* at 4 (screenshot emailed by DLT on Friday, January 31, 2025, at 10:39 AM showing a fifth payment request pending review). Even when the payment requests had ostensibly received approval in the “status change comments” section of the PMS dashboard, the main PMS dashboard still marked those payment requests as “pending review.” Ex. A, at 5 (screenshot emailed by DLT on Friday, January 31, 2025, at 2:54 PM showing four payment requests still pending review); *id.* at 6 (a contemporaneous screenshot showing approval for Transaction #2052052264 with Request Amount \$184,724.92); *id.* at 7 (a contemporaneous screenshot showing approval for Transaction #2052050879 with Request Amount \$91,853.04); *id.*

at 8 (a contemporaneous screenshot showing approval for Transaction #2052052252 with Request Amount \$201,016.34).

8. On February 3 and 4, 2025, DLT reported that it had yet to receive funding, even though its requests had been marked as “okay to pay”. DLT’s Cash Management Unit manager had reached out to her PMS contact for more information about the hold up on February 3, 2025, but had not heard back.

9. On February 5, 2025, DLT reported seeing that some of its payment requests had begun to show changes, with one drawdown having been processed and three showing as being “in transit”. While DLT has not actually received the funds, it appears that the funds may be in the process of transferring after several days of waiting in what appeared to be an indefinite pending status.

10. The following paragraphs outline examples of harm to the State of Rhode Island if federal funding is again paused, blocked, denied, or delayed suddenly.

11. In Rhode Island, many of our nonprofit providers operate without large fiscal reserves. These providers operate with considerable dependency on federal aid. When there is a disruption in that flow, nonprofit providers experience operational disruptions and payroll issues. As a result, Rhode Islanders would experience essential service disruptions.

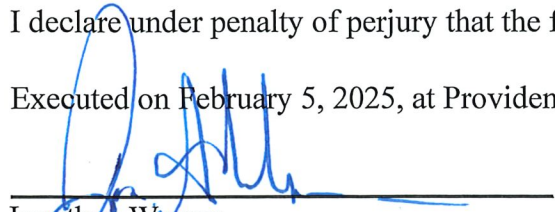
12. Due to its size, Rhode Island has a limited number of nonprofit service providers and when a provider is unable to perform its services due to lack of funding, there is often not a replacement service provider. This leads to a gap in essential services for Rhode Islanders. Despite the size of our State, we have the programmatic variety of any state, but because of our size, we lack a large market of multiple providers that can absorb these shocks. Losing one provider with a specific skillset and service ability can be very disruptive.

13. In the case of Medicaid providers, the stakes of biweekly funding payments are that homecare and community-based support providers rely on those payments to make payroll. They rely on regular, timely payments to make payroll, and any disruptions thereto would cause operational concerns and service disruption for Rhode Island's most vulnerable citizens. Large providers, such as hospital networks, nursing homes or physician networks, might be able to make a week of payroll because of their size, but even for them, such measures can raise operational concerns and an access to care crisis.


14. The nature of financial transactions of significant magnitude is that they are often complicated distributions of cash that cannot turn on a dime if the federal funding is again paused, blocked, denied, or delayed suddenly. Using Medicaid as an example, the State uses payment processing vendors to process distributions to service providers and vendors. Providers and vendors receive remittance advice days in advance of payment. Transferring banks are provided files days in advance of payment. And so, when the funds being transacted with are in the tens or hundreds of millions of dollars, it is not the kind of financial transaction that can easily be turned on or off with a moment's notice. When the receipt of federal funds is delayed by 24 or even 48 hours, it is unclear what would happen if a funding delay sent the State past a payment deadline, like the deadline for Medicaid providers. Many wheels would have already been set in motion to make that payment and conditioned on that payment. Changes to such transactions at a moment's notice are highly impracticable.

I declare under penalty of perjury that the foregoing is true and correct.


Executed on February 5, 2025, at Providence, Rhode Island.

  
\_\_\_\_\_  
Jonathan Womer  
Director  
Rhode Island Department of Administration

# Exhibit A

 BUSINESS INFORMATION

**Payment Delays**  
Due to Executive Orders regarding potentially unallowable grant payments, PMS is taking additional measures to process payments. Reviews of applicable programs and payments will result in delays and/or rejections of payments.

 SYSTEM ALERTS! [Hide Alerts](#)

**PMS Hours of Operation**  
Effective immediately, PMS is only available during the hours of 9:00 AM to 4:00 PM EST Monday through Friday. The limited hours are in effect until a further notice.

Payment Management System

https://pmsapp.psc.gov/pms/app/main

BANKDLTDecorationWWDoctorsMISCSign InInbox - rosannahern...Welcome to CashPro

U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES

FRIDAY, JAN 31, 2025

MENUPSC

Payment Management System

HomeCalendarPower

Rosanna Hernandez  
(ROHERNANDEZ)

Expired

Will Expire within 5 days

Will Expire within 10 days

Notification	Count	By	Actions
1 FFR Delinquent Reports	9 reports		
2 FFR Ready for Prepare/Certify	83 reports		
3 Number of Days until Recertification Required	87 days	2025-04-29 12:00:00 AM	
4 Payee Accounts	5 accounts		

1

Records per page 5

Displaying 1 to 4 of 4 items

SYSTEM ALERTS!

Hide Alerts

PMS Hours of Operation

Effective immediately, PMS is only available during the hours of 5:00 AM to 4:00 PM EST Monday through Friday. The limited hours are in effect until a further notice.

MY PAYMENT REQUESTS (4)

Transaction Number	Payee Account	Payment Type	Request Amount	Request Date	Due Date	Request Status	Actions
1 2052052264	4H90B	ACH Payment	\$ 184,724.92	2025-01-29 02:42:55 PM	2025-01-30	Pending Review	
2 2052052252	6H41B	ACH Payment	\$ 201,016.34	2025-01-29 02:40:27 PM	2025-01-30	Pending Review	
3 2052052218	0H41B	ACH Payment	\$ 3,539,907.92	2025-01-29 02:35:12 PM	2025-01-30	Pending Review	
4 2052050879	3H31P	ACH Payment	\$ 91,853.04	2025-01-29 11:40:55 AM	2025-01-30	Pending Review	

1

Records per page 5

Displaying 1 to 4 of 4 items

REQUEST HISTORY (3)

Request ID	Request	Status	Assigned to	Comments	Create Date	Actions
------------	---------	--------	-------------	----------	-------------	---------



MY PAYMENT REQUESTS (4)

	Transaction Number	Payee Account	Payment Type	Request Amount	Request Date	Due Date	Request Status	Actions
1	2052052264	4H90B	ACH Payment	\$ 184,724.92	2025-01-29 02:42:55 PM	2025-01-30	Pending Review	 
2	2052052252	6H41B	ACH Payment	\$ 201,016.34	2025-01-29 02:40:27 PM	2025-01-30	Pending Review	 
3	2052052218	6H41B	ACH Payment	\$ 3,539,967.92	2025-01-29 02:35:12 PM	2025-01-30	Pending Review	 
4	2052050879	3H31P	ACH Payment	\$ 91,853.04	2025-01-29 11:40:55 AM	2025-01-30	Pending Review	 

Records per page 5 Displaying 1 to 4 of 4 items

Single sign-on x ASAP Production x Welcome to EFTPS online x Payment Management System x +

pmsapp.psc.gov/pms/app/main

Gmail YouTube Maps VPN Sign-In Notific... RIFAN ASAPGOV IBM Security Identit... HelpDesk accessOptima Service Portal Payment Managem... Boilers >>

U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES FRIDAY, JAN 31, 2025

**PSC** | Payment Management System Jennifer Defusco (DEFUSCOJ172048)

**SYSTEM ALERTS!** [Hide Alerts](#)

**PMS Hours of Operation**  
Effective immediately, PMS is only available during the hours of 5:00 AM to 4:00 PM EST Monday through Friday. The limited hours are in effect until a further notice.

### PMS USER ACCOUNT NOTIFICATIONS

Expired Will Expire within 5 days Will Expire within 10 days

Notification	Count	By	Actions
1 FFR Delinquent Reports	8 reports		
2 FFR Ready for Prepare/Certify	9 reports		
3 Number of Days until Recertification Required	119 days	2025-05-31 12:00:00 AM	
4 Payee Accounts	4 accounts		

Records per page 5 Displaying 1 to 4 of 4 items


### MY PAYMENT REQUESTS (1)

Transaction Number	Payee Account	Payment Type	Request Amount	Request Date	Due Date	Request Status	Actions
1 2052050532	5H98B	ACH Payment	\$ 1,529,373.28	2025-01-29 10:55:08 AM	2025-01-30	Pending Review	



Records per page 5 Displaying 1 to 1 of 1 items





For more information or assistance please contact us at 1-877-614-5533 or [PMSSupport@psc.hhs.gov](mailto:PMSSupport@psc.hhs.gov).

[Privacy Policy](#) [HHS Vulnerability Disclosure](#)

 U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES

FRIDAY, JAN 31, 2025

  **Payment Management System**





    Rosanna Hernandez  
(ROHERNANDEZ)

### PMS USER ACCOUNT NOTIFICATIONS

Expired

Will Expire within 5 days


Will Expire within 10 days

	Notification	Count	By	Actions
1	FFR Delinquent Reports	4 reports		
2	FFR Ready for Prepare/Certify	78 reports		
3	Number of Days until Recertification Required	87 days	2025-04-29 12:00:00 AM	
4	Payee Accounts	5 accounts		

1

Records per page 5









Displaying 1 to 4 of 4 items

 **SYSTEM ALERTS!**

[Hide Alerts](#)

**PMS Hours of Operation**  
Effective immediately, PMS is only available during the hours of 5:00 AM to 4:00 PM EST Monday through Friday. The limited hours are in effect until a further notice.

### MY PAYMENT REQUESTS (4)

	Transaction Number	Payee Account	Payment Type	Request Amount	Request Date	Due Date	Request Status	Actions
1	2052052264	4H90B	ACH Payment	\$ 184,724.92	2025-01-29 02:42:55 PM	2025-01-30	Pending Review	 
2	2052052252	6H41B	ACH Payment	\$ 201,016.34	2025-01-29 02:40:27 PM	2025-01-30	Pending Review	 
3	2052052218	6H41B	ACH Payment	\$ 3,539,967.92	2025-01-29 02:35:12 PM	2025-01-30	Pending Review	 
4	2052050879	3H31P	ACH Payment	\$ 91,853.04	2025-01-29 11:40:55 AM	2025-01-30	Pending Review	 

1


Records per page 5

Displaying 1 to 4 of 4 items


### REQUEST HISTORY (3)

Request ID	Request	Status	Assigned to	Comments	Create Date	Actions
------------	---------	--------	-------------	----------	-------------	---------



Type here to search







2:44 PM  
1/31/2025

 U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES

FRIDAY, JAN 31, 2025

  Payment Management System

    Rosanna Hernandez  
(ROHERNANDEZ)

## Payment Request - View Request

Transaction #2052052264

Close

**PAYMENT WORKFLOW:**

Payment Request Approve Request Confirm Request Release Request Request Completed


View Request Documents All Details


### STATUS HISTORY


Status	Status Change By	Status Change Date	Status Change Comments
Payment Transaction Submitted	rosanna.hernandez@dlt.ri.gov	2025-01-29 02:42:55 PM	
Processed by PMS	regenia.mitchell@psc.hhs.gov	2025-01-30 12:12:54 PM	Regenia Mitchell: OK TO PAY - RJM - PER CONVERSATION WITH rosanna.hernandez@dlt.ri.gov, (401) 462-8148, SHE STATE THIS WAS FOR A REIMBURSEMENT.

### NOTIFICATIONS



	Subject
No notifications.	





 Records per page 10 ▼ Displaying 1 to 0 of 0 items



 U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES

FRIDAY, JAN 31, 2025

  **Payment Management System**

    Rosanna Hernandez  
(ROHERNANDEZ)

Payment Request - View Request

Transaction #2052050879

Close

PAYMENT WORKFLOW:

Payment Request

Approve Request

Confirm Request

Release Request

Request Completed

View Request

Documents

All Details

**STATUS HISTORY**

Status	Status Change By	Status Change Date	Status Change Comments
Payment Transaction Submitted	rosanna.hernandez@dlt.ri.gov	2025-01-29 11:40:55 AM	
Processed by PMS	vivian.hughes@psc.hhs.gov	2025-01-29 02:22:54 PM	Vivian Hughes: ok to pay vhughes

**NOTIFICATIONS**

Subject
No notifications.

Records per page 10

Displaying 1 to 0 of 0 items

U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES

FRIDAY, JAN 31, 2025

**PSC** | Payment Management System

Rosanna Hernandez  
(ROHERNANDEZ)

Payment Request - View Request

Transaction #2052052252

Close

**PAYMENT WORKFLOW:**

Payment Request | Approve Request | **Confirm Request** | Release Request | Request Completed

View Request | Documents | **All Details**

**STATUS HISTORY**

Status	Status Change By	Status Change Date	Status Change Comments
Payment Transaction Submitted	rosanna.hernandez@dhtr.hhs.gov	2025-01-29 02:40:27 PM	
Processed by PMS	linda.porter@psc.hhs.gov	2025-01-31 02:39:51 PM	Linda Porter: reviewed account payment is within payment history ok to pay. linda p.

**NOTIFICATIONS**

Subject

No notifications.

Records per page 10 | Displaying 1 to 0 of 0 items

Type here to search

2:46 PM 1/31/2025